

House File 2012 - Introduced

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BY KOOIKER

A BILL FOR

1 An Act relating to the limitation of action for the criminal
2 offense of accessory after the fact, and making penalties
3 applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **802.2C Accessory after the fact.**

2 An indictment or information for the offense of accessory
3 after the fact in violation of section 703.3 that involves a
4 murder in the first degree shall be found within ten years
5 after commission of the offense of accessory after the fact.

6 Sec. 2. Section 802.3, Code 2016, is amended to read as
7 follows:

8 **802.3 Felony — aggravated or serious misdemeanor.**

9 In all cases, except those enumerated in [section 802.1](#),
10 [802.2](#), [802.2A](#), [802.2B](#), [802.2C](#), or [802.10](#), an indictment or
11 information for a felony or aggravated or serious misdemeanor
12 shall be found within three years after its commission.

13 EXPLANATION

14 The inclusion of this explanation does not constitute agreement with
15 the explanation's substance by the members of the general assembly.

16 This bill relates to the limitation of action (statute of
17 limitations) for the criminal offense of accessory after the
18 fact.

19 The bill provides that an indictment or information for
20 the offense of accessory after the fact in violation of Code
21 section 703.3 that involves a murder in the first degree
22 shall be found within 10 years after the commission of the
23 offense of accessory after the fact. Current law provides that
24 such violation shall be found within three years after the
25 commission of the offense of accessory after the fact.

26 A person who commits the offense of accessory after the fact
27 involving a murder in the first degree commits an aggravated
28 misdemeanor.

29 An aggravated misdemeanor is punishable by confinement for
30 no more than two years and a fine of at least \$625 but not more
31 than \$6,250.